

Applicant: JENKINS *et al.*
Reissue of: U.S. Pat. No. 5,999,952
Patent Issue Date: December 7, 1999
Reissue Filing Date: October 12, 2001
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REMARKS

By this Amendment, claim 1 of U.S. Patent No. 5,999,952 has been amended. Claims 9-14, which were previously added have since been cancelled. Therefore, claims 1-8 are pending. Support for the instant amendments is provided throughout the as-filed Specification. Thus, no new matter has been added.

STATEMENT OF STATUS AND SUPPORT FOR CLAIMS

Pursuant to 37 C.F.R. § 1.173(c), the status of all patent claims and an explanation of the support in the disclosure of the patent for the changes made to the claims, is being submitted herewith in a document entitled "Statement Under 37 C.F.R. § 1.173(c)."

REJECTIONS UNDER 35 U.S.C. §102

Claims 1-8 were rejected under 35 U.S.C. §102(b) as allegedly being anticipated by U.S. Patent No. 5,463,742 to Kobayshi ("Kobayashi").

The Examiner has indicated that claim 1 would be allowable if amended to include the features of "I/O controller, video controller, and audio controller" after "[means]" at line 4 of and amended to recite "and power supply" after "display" at line 5 of claim 1.

Although Applicant does not necessarily agree with the Examiner, claim 1 has been so amended.

According, claim 1 is patentable over Kobayshi and claims 2-8 are patentable at least by

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virtue of the dependency from claim 1, as well as for the additional features they recite.

Applicant has filed a Statement Under 37 CFR 3.73(b) on April 8, 2010 signed by Jim Coyne, President of Xybernaut Corporation, the Assignee, establishing the right to take action in this Reissue application. A copy of which is attached to this Amendment.

Moreover, Applicant hereby submits a supplemental oath/declaration under 37 CFR 1.175(b).

All rejections and objections having been addressed, it is respectfully submitted that the present application is in a condition for allowance and a Notice to that effect is earnestly solicited. If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, please contact the undersigned at the telephone number listed below.

Date: June 10, 2010

Respectfully submitted,

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